1	Jane G. Kearl (CA 156560) Colin C. Holley (CA 191999)	
2	WATT, TIEDER, HOFFAR & FITZGERALD, L. 2040 Main Street, Suite 300	L.P.
3	Irvine, CA 92614 Telephone: 949-852-6700	
4	Facsimile: 949-261-0771 Email: jkearl@watttieder.com	
5	cholley@watttieder.com	
6	Attorneys for Creditor Barnard Pipeline, Inc.	
7	•	BANKRUPTCY COURT
8		TRICT OF CALIFORNIA
9	SAN FRAN	CISCO DIVISION
10	In re:	Bankruptcy Case
11	PG&E CORPORATION,	Case No. 19-30088 (DM) Chapter 11
12	-and-	(Lead Case) (Jointly Administered)
13	PACIFIC GAS AND ELECTRIC COMPANY,	
14	Debtors.	
15	☐ Affects PG&E Corporation	NOTICE OF CONTINUED PERFECTION
16	☐ Affects Pacific Gas and Electric Company	OF MECHANICS LIEN PURSUANT TO 11 U.S.C. § 546(b)(2)
17	- 1 CC - 1 - 1 D 1 -	
	☐ Affects both Debtors	Glenn County (Lien 2019-0370)
18	* All papers shall be filed in the Lead Case,	Glenn County (Lien 2019-0370)
18 19		Glenn County (Lien 2019-0370)
	* All papers shall be filed in the Lead Case,	Glenn County (Lien 2019-0370)
19	* All papers shall be filed in the Lead Case, No. 19-30088 (DM)	Glenn County (Lien 2019-0370) y and through its undersigned counsel, hereby gives
19 20	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), b	
19 20 21	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), be notice of continued perfection of its mechanic	y and through its undersigned counsel, hereby gives
19 20 21 22	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), b notice of continued perfection of its mechanical. Barnard has provided and deli	y and through its undersigned counsel, hereby gives cs lien under 11 U.S.C. § 546(b)(2), as follows:
19 20 21 22 23	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), b notice of continued perfection of its mechanical. Barnard has provided and delithe construction and improvements of projection.	y and through its undersigned counsel, hereby gives cs lien under 11 U.S.C. § 546(b)(2), as follows: vered labor, services, equipment, and/or materials for
19 20 21 22 23 24	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), b notice of continued perfection of its mechanical. Barnard has provided and delithe construction and improvements of projection.	y and through its undersigned counsel, hereby gives cs lien under 11 U.S.C. § 546(b)(2), as follows: vered labor, services, equipment, and/or materials for ts located in the County of Glenn, State of California ich is set forth in the Claim of Mechanics Lien, a true
19 20 21 22 23 24 25	* All papers shall be filed in the Lead Case, No. 19-30088 (DM) Barnard Pipeline, Inc. ("Barnard"), be notice of continued perfection of its mechanical. Barnard has provided and delighted the construction and improvements of project (the "Property"), the legal description for which copy of which is attached hereto as Exhibit A	y and through its undersigned counsel, hereby gives cs lien under 11 U.S.C. § 546(b)(2), as follows: vered labor, services, equipment, and/or materials for ts located in the County of Glenn, State of California ich is set forth in the Claim of Mechanics Lien, a true

Watt, Tieder, Hoffar &

Watt, Tieder, Hoffar & NOTICE OF CONTINUED PERFECTION OF MECHANICS LIEN FITZGERALD, L.L.P. ATTORNEYS AT Crase: 19-30088 Doc# 1394 Filed: 04/15/19 Entered: 04/15/19 II:26:12 Page 1 of 546(b)(2) 20

of Title 11 of the United States Code (the "Bankruptcy Code") on January 29, 2019 (the "Petition Date").

- 3. On January 28, 2019, before the Petition Date, Barnard properly and timely recorded its Mechanics Lien under California Civil Code § 8400, *et seq.* in the Official Records of Glenn County, State of California.
- 4. Through January 28, 2019, the amount owing to Barnard subject to its Mechanics Lien is at least \$70,000.00, exclusive of accruing interest and other charges, and additional amounts which have continued and are continuing, to accrue after the Petition Date.
 - 5. California Civil Code § 8460(a) provides that:

The claimant shall commence an action to enforce a lien within 90 days after recordation of the claim of lien. If the claimant does not commence an action to enforce the lien within that time, the claim of lien expires and is unenforceable[.]

- 6. Pursuant to California Civil Code § 8460, an action to enforce a lien must be commenced within 90 days after recordation of the claim of lien. However, section 362 of the Bankruptcy Code automatically stays Barnard from filing a state court action to enforce its mechanics lien. See 11 U.S.C. § 362.
 - 7. Section 546(b)(2) of the Bankruptcy Code provides that when applicable law

... requires seizure of such property or commencement of an action to accomplish such perfection, or maintenance or continuation of perfection of an interest in property; and ... such property has not been seized or such an action has not been commenced before the date of the filing of the petition; such interest in such property shall be perfected, or perfection of such interest shall be maintained or continued, by giving notice within the time fixed by such law for such seizure or such commencement.

See 11 U.S.C. § 362; see also Village Nurseries v. Gould (In re Baldwin Builders), 232 B.R. 406, 410-11 (9th Cir. 1999); Village Nurseries v. Greenbaum, 101 Cal.App.4th 26, 41 (Cal. Ct. App. 2002).

8. Accordingly, Barnard hereby provides notice of its rights as a lienholder in the Property pursuant to California's mechanics lien law. Barnard is filing and serving this notice to perfect, preserve, maintain, and continue the perfection of its lien and its rights in the Property to

IRVINE

comply with the requirements of California state law, 11 U.S.C. §§ 362(a), 362(b)(3), and 546(b)(2), and any other applicable law. This notice constitutes the legal equivalent of having recorded a mechanics lien in the recorder's office for the county where the Property is located and then having commenced an action to foreclose the lien in the proper court. By this notice, the Debtors and other parties in interest are estopped from claiming that the lawsuit to enforce Barnard's mechanics lien was not timely commenced pursuant to applicable state law. Barnard intends to enforce its lien rights to the fullest extent permitted by applicable law. The interests, perfected, maintained, or continued by 11 U.S.C. § 546(b)(2) extend in and to the proceeds, products, offspring, rents, or profits of the Property.

- The filing of this notice shall not be construed as an admission that such filing is 9. required under the Bankruptcy Code, the California mechanics lien law, or any other applicable law. In addition, Barnard does not make any admission of fact or law, and Barnard asserts that its lien is senior to and effective against entities that may have acquired rights or interests in the Property previously.
- The filing of this notice shall not be deemed to be a waiver of Barnard's right to 10. seek relief from the automatic stay to foreclose its mechanics lien and/or a waiver of any other rights or defenses.
 - Barnard reserves all rights, including the right to amend or supplement this notice. 11.

Dated: April 2019 WATT, TIEDER, HOFFAR & FITZGERALD, L.L.P.

By: Jane G/Kearl (CA 156560)

Colin C. Holley (CA 191999)

2040 Main Street, Suite 300

Irvine, CA 92614

Telephone: 949-852-6700

Facsimile: 949-261-0771 Email:

ikearl@watttieder.com cholley@watttieder.com

Attorneys for Creditor Barnard Pipeline, Inc.

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ATTORNEYS AT LAW IRVINE

CERTIFICATE OF SERVICE

I hereby certify that on April 2019, I caused a copy of the foregoing Notice of Continued Perfection of Mechanics Lien Pursuant to 11 U.S.C. § 546(b)(2) to be sent via e-mail and/or first-class mail to the parties identified in the Master Core/2002 Service List attached hereto as Exhibit B.

Jane G. Kearl

WATT, TIEDER,

FITZGERALD, L.L.P. ATTORNEYS AT CASE: 19-30088 Doc# 1394 Filed: 04/15/19 NOTICE OF CONTINUED PERFECTION OF

HOFFAR &

WATT, TIEDER,

NOTICE OF CONTINUED PERFECTION OF Entered: MUCLEY NOC \$ 1.126; PDRS PANE TOOM U.S.C. §

275-214
[Rev. 09/20/13]
PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY;
Barnard Pipeline, Inc.

WHEN RECORDED MAIL TO:

NAME: Watt, Tieder, Hoffar & Fitzgerald, LLP

ADDRESS: 2040 Main Street, Suite 300

CITY/STATE/ZIP: Irvine, CA 92614

2019-0370

Recorded at the request of: ATTORNEY

01/28/2019 04:41 PM Fee: \$98.00 Pgs: 4 OFFICIAL RECORDS Sendy Perez, Clerk-Recorder Glenn County, CA

THIS SPACE FOR RECORDER'S USE ONLY

DOCUMENT TITLE

MECHANICS' LIEN

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION (Govt. Code 27361.6) (additional recording fee applies)

20

Recording requested by: Barnard Pipeline, Inc.

And when recorded mail this document to:

Jane G. Kearl, Esq. Robert C. Shaia, Esq. Watt, Tieder, Hoffar & Fitzgerald, LLP 2040 Main Street, Suite 300 Irvine, CA 92614

For recorder's use

MECHANICS' LIEN (Cal. Civ. Code § 8416, et seq.)

1. BARNARD PIPELINE, INC. ("Claimant") claims a mechanics lien for the labor, services, equipment and/or materials described in paragraph 2, furnished for a work of improvement on that certain real property located in the City of Willows, County of Glenn, State of California, and more particularly described as:

All right, title and interest of Pacific Gas and Electric Company ("PG&E") in all easements and all improvements, structures, and pipelines therein, in or on which Claimant provided labor, services, equipment, and/or materials as set forth in paragraph 2, including, specifically, without limitation, all right, title and interest of PG&E in improvements, structures and pipelines located approximately at Location A: Lat 39.610516, Long: -122.085745, approximately located 8,750 feet east from the intersection of Co. Rd. R & 35 Rd, Willows, CA; Location C: Lat 39.601911, Long. -122.083779, approximately located 2600 feet west from the intersection of Co. Rd. U & Co. Rd. 36, Willows, CA, on the north side of the road; and Location G: Lat. 39.581681, long. -122.107301, approximately located on the south east corner of intersection Co. Rd. 39 & Co. Rd S, Willows, CA.

- 2. After deducting all just credits and offsets, the sum of \$70,000.00 together with interest at the rate of 10% per annum from January 22, 2019, is due Claimant for the following: labor, services, equipment, and/or materials for drilling of wells and related construction work performed under the Alliance Agreement Contract between Claimant and PG&E and Contract Work Authorization No. C11549, or as otherwise requested by PG&E.
- 3. Claimant furnished the labor, services, equipment and/or materials, at the request of: PG&E.
- 4. The name and address of the owner(s) or reputed owner(s) of the real property is/are: PG&E, 77 Beale Street, 32nd Floor, San Francisco, CA 94105.

/// /// ///

///

5. Claimant's address is: 701 Gold Avenue, Bozeman, MT 59715.

Dated January 22, 2019

BARNARD PIPELINE, INC.

Zech Bowler, Vice President

<u>VERIFICATION</u>

I, Zach Bowler, am the Vice President of Claimant on the foregoing Mechanics Lien and am authorized to make this verification for and on its behalf. I have read the foregoing Mechanics Lien and know the contents of the Mechanics Lien to be true of my own knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated January 22, 2019

Zach Bowler, Vice President

NOTICE OF MECHANICS LIEN

ATTENTION!

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek a sale of your property in order to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is released.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS STATE LICENSE BOARD WEB SITE AT www.csib.ca.gov.

PROOF OF SERVICE

I, Julie Benton, declare:

I am employed in the County of Orange, State of California. I am over the age of 18 years and not a party to the within action. My business address is 2040 Main Street, Suite 300, Irvine, California 92614-6232.

On January 23, 2019, I served \square the originals \boxtimes true copies of the following document(s) described as MECHANICS LIEN and NOTICE OF MECHANICS' LIEN on the interested parties in this action, by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Irvine, California addressed as set forth below:

Pacific Gas & Electric Company (PG&E) 77 Beale Street, 32nd Floor San Francisco, CA 94105

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 23, 2019, at Irvine, California.

Julie Benton

ATTORNEY CAST : 19-30088

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·c#	ANIDERAS & TUODATON	Attn: Anne Andrews, Sean T. Higgins,	4701 Von Karman Ave	Suite 300	Newbort Beach	ర	92660	949-748-1000	949-315-3540	sniggins@andrewsthornton.com jct@andrewsthornton.com aa@andrewsthornton.com
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Indenture Trustee Coursel for Genesos Telecommunications Laboratories	AKENI FOX LLP	Attn: Andy S. Kong and Christopher K.S.	AIREILEAS	12000						andy.kong@arentfox.com
Inc.	Arent Fox LLP	Wong	555 West Fifth Street	48th Floor	Los Angeles	5	90013-1065	213-629-7400	213-629-7401	christopher.wong@arentfox.com
Lounger of Donr, wa, solely in its capacity as	ARENT FOX LLP	Attn: Aram Ordubegian	555 West Fifth Street	48th Floor	Los Angeles	5	90013-1065	213-629-7400	213-629-7401	Aram Ordubegian@arentfox.com
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150	Attorney General of California	Attn: XAVIER BECERRA, MARGARITA PADILLA, and JAMES POTTER	1515 Clay Street, 20th Floor	P.O. Box 70550	Oakland	ð	94612-0550	510-879-0815	510-622-2270	
71000 State Agencies	Attorney General of California	Attn: XAVIER BECERRA, MARGARITA PADILLA, and JAMES POTTER	300 South Spring Street	Suite 1702	Los Angeles	ర	90013	213-269-6326	213-897-2802	James Potter@doj.ca.gov
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Proposed Counsel for Official Committee of Tort	011 03 ILDESON 0 03 AV 0	Atto: Fric F Cagerman Lauren T Attard	=	Suite 1400	Los Angeles	ð	90025-0509	310-442-8875	310-820-8859	esagerman@bakerlaw.com lattard@bakerlaw.com
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Countain NRG Energy Inc., Clearway Energy, Inc., and Contain Energy, Inc.,	Baker Botts L.P.	Attni C. Luckey McDowell, Ian E. Roberts, Kevin Chiu	2001 Ross Avenue	Suite 1000	Dallas	¥	75201	214-953-6500		lan.Roberts@BakerBotts.com Kevin.Chiu@BakerBotts.com
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er for Subrogation Insurers	Berger Kahn, a Law Corporation	Attn: Craie S. Simon	1 Dark Dlays Strite 340		Invite	Δ٢	63614	0.000 0.000	だっていていたから	

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ax SerVices	Commonwealth of Pennsylvania	Department of Labor and Industry	Collections Support Unit	702	Harrisburg	PA	1/1/1	1701-101-111	101-101-111	
Coursetry Gowan Construction Company Inc., Caltwers Seleptione Company, Kernan Teleptione Co., Primedes Teleptione Co., The Ponderosa Teleptione Co., Sierra Teleptione Company, Inc.,	White & Comment	Arre Dates C Calforn	201 California Street, 17th Floor		San Francisco	ვ	94111	415-433-1900	415-433-5530	pcalifano@cwdaw.com
		Attn: Dario de Ghetaldi, Amanda L. Bistalla Ceanon Marri, Sumble								deg@coreylaw.com alr@coreylaw.com smb@coreylaw.com
Fire Victim Creditors	COREY, LUZAICH, DE GHETALDI & RIDDLE LLP	Mantoor	700 El Camino Real	PO Box 669	Millbrae	5	94030-0669	650-871-5666	850-871-4144	sm@coreylaw.com
Individual Plaintiffs Executive Committee appointed by the California Superior Court in the North Bay Fire Cases, Individual Court Cases, Individual Court Cases, Individual Court Cases, Individual Cases Cases, Individual Cases Cases Amsterdam Cases Management Order Man		Attn: Frank M. Pitre, Alison E. Cordova, Alinali D. Blodeett	San Francisco Airport Office Center	840 Malcolm Road, Suite 200	Burlingame	গ	94010	650-697-6000	650-697-0577	fpirre@cpmlegal.com acordova@cpmlegal.com ablodgett@cpmlegal.com
Case Management Order No. 1	Cotoners, Pitte & Wiccarum, Lin	Author C. Brougers	County Administration	575 Administration						
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